



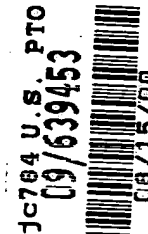
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#4/a A  
Beta  
12/29/00  
PATENT

Attorney's Docket Number: 7705.0002-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231



CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, in an envelope addressed to: BOX PATENT APPLICATION, Assistant Commissioner For Patents, Washington, D.C. 20231, on August 15, 2000.

Express Mail Label No. EL 589694110 US

Signed: Linda Phillips

Linda Phillips

Prior Application:

Art Unit: 1636

Examiner: W. Sandals

SIR: This is a request for filing a Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 08/942,806, filed October 2, 1997, of Arthur T. Sands, Glenn A. Friedrich, Brian Zambrowicz, and Allan Bradley, for AN INDEXED LIBRARY OF CELLS CONTAINING GENOMIC MODIFICATIONS AND METHODS OF MAKING AND UTILIZING THE SAME.

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. On information and belief, I hereby verify that the attached papers are true copies of prior application Serial No. 08/942,806 as originally filed on October 2, 1997, and of the Declaration filed March 3, 1998.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☒ Cancel Claims 7 and 9 to 28.
4. ☐ A Preliminary Amendment is enclosed.
5. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 and 4 above.

LAW OFFICES

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& DUNNER, L.L.P.  
STANFORD RESEARCH PARK  
700 HANSEN WAY  
PALO ALTO, CALIF. 94304  
650-649-6600

|  |                  |   |       |              |                                  |           |
|--|------------------|---|-------|--------------|----------------------------------|-----------|
| Basic Application Filing Fee               |                  |   |       |              | \$690                            | \$ 690.00 |
|  | Number of Claims |   | Basic | Extra Claims |                                  |           |
| Total Claims                               | 7                | - | 20    | 0            | x \$18                           |           |
| Independent Claims                         | 1                | - | 3     | 0            | x \$78                           |           |
| [X] Presentation of Multiple Dep. Claim(s) |                  |   |       |              | +\$260                           | 260.00    |
|  |                  |   |       |              | Subtotal                         | \$ 950.00 |
|  |                  |   |       |              | Reduction by 1/2 if small entity | -         |
|  |                  |   |       |              | TOTAL APPLICATION FILING FEE     | \$ 950.00 |

6. ■ Please do not charge the filing fee to Deposit Account No. 06-0916.
7. ■ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. ■ Amend the specification at page 1, line 3, after "The present application" by inserting:

*A* --is a divisional of U.S. Application Serial No. 08/942,806, filed October 2, 1997, which--.

9. ■ Since applicants intend the present divisional application to have the same disclosure as parent application Serial No. 08/942,806, that application has been incorporated by reference into this application in an abundance of caution in the event that any of the disclosure of Serial No. 08/942,806 is inadvertently omitted in this submission. That incorporation by reference should not necessitate a new oath or declaration, since the declaration (a copy of which is enclosed) already was executed for the disclosure of Serial No. 08/942,806.
10. □ New formal drawings are enclosed.
11. ■ The prior application is assigned of record to: Lexicon Genetics Incorporated, 4000 Research Forest Drive, The Woodlands, TX 77381.

## LAW OFFICES

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12. ☐ Priority of application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_  
\_\_\_\_\_ (country) is claimed under 35 U.S.C. § 119. A certified copy

☐ is enclosed or ☐ is on file in the prior application.

13. ☐ A verified statement claiming small entity status

☐ is enclosed or ☐ is on file in the prior application.

14. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanhon Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van

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15. ☐ The power appears in the original declaration of the prior application.
16. ☒ Since the power does not appear in the original declaration, a copy of the Revocation of Power of Attorney And Grant of New Power of Attorney in the prior application Serial No. 08/942,806 is enclosed.
17. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315.
18. ☐ Recognize as associate attorney \_\_\_\_\_  
(name, address & Reg. No.)
19. ☐ Also enclosed is \_\_\_\_\_

**PETITION FOR EXTENSION.** If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/942,806, filed October 2, 1997, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
M. Paul Barker  
Reg. No.: 32,013

Date: August 15, 2000